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Committee of Tort Claimants*

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION

-and-

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

- ☐ Affects PG&E Corporation
- ☐ Affects Pacific Gas and Electric Company
- ☒ Affects both Debtors

**All papers shall be filed in the Lead Case,
No. 19-30088 (DM)*

Bankruptcy Case
No. 19-30088 (DM)

Chapter 11
(Lead Case)
(Jointly Administered)

**FIRST SUPPLEMENTAL VERIFIED
STATEMENT OF CECILY A. DUMAS
IN SUPPORT OF THE APPLICATION
OF THE OFFICIAL COMMITTEE OF
TORT CLAIMANTS PURSUANT TO 11
U.S.C. § 1103 AND FED. R. BANKR. P.
2014 AND 5002, FOR AN ORDER
AUTHORIZING RETENTION AND
EMPLOYMENT OF BAKER &
HOSTETLER, LLP, EFFECTIVE AS OF
FEBRUARY 15, 2019**

1 CECILY A. DUMAS, under penalty of perjury, declares:

2 1. I am a partner in the Financial Restructuring Group of Baker & Hostetler, LLP
3 (“**Baker**” or the “**Firm**”), counsel to the Official Committee of Tort Claimants (the “**Committee**”)
4 of PG&E Corporation (the “**Holding Company**”) and Pacific Gas and Electric Company (the
5 “**Utility**,” and collectively with the Holding Company, the “**Debtors**”) in these chapter 11 cases
6 (the “**Cases**”).

7 2. I submit this First Supplemental Verified Statement (“**First Supplemental**
8 **Statement**”) pursuant to section 1103(b) of title 11 of the United States Code, 11 U.S.C. §§ 101-
9 1532 (as amended, the “**Bankruptcy Code**”), and Rules 2014 and 5002 of the Federal Rules of
10 Bankruptcy Procedure (the “**Bankruptcy Rules**”). This First Supplemental Statement updates
11 Baker’s disclosures of connections set forth in the “**DECLARATION OF CECILY A. DUMAS**
12 **IN SUPPORT OF THE APPLICATION OF THE OFFICIAL COMMITTEE OF TORT**
13 **CLAIMANTS PURSUANT TO 11 U.S.C. § 1103 AND FED. R. BANKR. P. 2014 AND 5002, FOR**
14 **AN ORDER AUTHORIZING RETENTION AND EMPLOYMENT OF BAKER & HOSTETLER,**
15 **LLP, EFFECTIVE AS OF FEBRUARY 15, 2019**” (the “**2014 Statement**”).

16 3. Unless otherwise stated in this First Supplemental Statement, I have knowledge of
17 the facts set forth herein and, if called as a witness, I would testify thereto. Certain of the
18 disclosures set forth herein relate to matters not within my personal knowledge, but rather within
19 the personal knowledge of other attorneys and employees at Baker and are based on information
20 provided by them to me.

21 **Background**

22 4. On January 29, 2019 (the “**Petition Date**”), the Debtors filed voluntary petitions
23 for relief under chapter 11 of the Bankruptcy Code (the “**Cases**”) in the United States Bankruptcy
24 Court for the Northern District of California (the “**Court**”). On January 31, 2019, the Court entered
25 an order consolidating the Cases for joint administration [ECF 207].

26 5. The Debtors continue to manage their assets and operate their businesses as
27 debtors-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee
28 has been appointed in the Cases.

6. On February 15, 2019, the Office of the United States Trustee (“U.S. Trustee”) filed an Appointment of the Official Committee of Tort Claimants [ECF 453]. Following the resignation of Richard Heffern from the original committee and the addition of Tommy Wehe, on February 21, 2019, the U.S. Trustee filed the Amended Appointment of the Official Committee of Tort Claimants [ECF 530]. The members of the Committee are: (i) GER Hospitality, LLC, in its capacity as an individual claimant; (ii) Kirk Trostle; (iii) Tommy Wehe; (iv) Angelo Loo; (v) Karen K. Gowins; (vi) Agajanian, Inc.; (vii) Susan Slocum; (viii) Samuel Maxwell; (ix) Karen Lockhart; (x) Wagner Family Wines-Caymus Vineyards; and (xi) Gregory Wilson.

7. The Committee conducted a meeting on February 15, 2019, at which the Committee duly selected Baker as counsel to represent it during the pendency of the Cases. The Court approved Baker’s employment as counsel to the Committee by order dated April 10, 2019 [ECF 1331].

Supplemental Disclosures

8. Approximately 17 years ago, in 2001, the Utility’s predecessor commenced chapter 11 case no. 01-30923 (“**First Bankruptcy Case**”) and confirmed a plan of reorganization in that case in 2003. The Firm makes the following supplemental disclosures concerning connections of attorneys of the Firm relating to the First Bankruptcy Case prior to such attorneys’ affiliation with the Firm.¹

9. In 2008, Friedman & Springwater LLP f/k/a Friedman Dumas & Springwater LLP (“F&S”), was engaged by the reorganized debtor in the First Bankruptcy Case to assist it in connection with an attorney fee dispute with Travelers Casualty & Surety Co. of America. I assisted F&S in the Travelers engagement, and, to the best of my recollection given the intervening decade, billed fewer than 25 hours to the matter. In addition to the foregoing, and based upon my recollection, F&S may have represented the reorganized Utility in non-public matters that are wholly unrelated to these Cases at or about the same time as the foregoing representation. F&S’s

¹ In connection with my transition to the Firm from Pillsbury Winthrop Shaw Pittman LLP in early 2019, I was required to re-register with the Court’s electronic filing system, also known by the shorthand of “CM/ECF.” Pursuant to the CM/ECF procedures, my assistant prepared numerous notices to be removed from the CM/ECF notification list for inactive matters, including the First Bankruptcy Case. The re-registration process triggered a notice for removal of my name as counsel to PG&E in that case.

1 engagement with respect to the fee dispute was concluded before the San Bruno gas pipeline
2 explosion and all the wildfires caused by the Debtors, and it preceded the filing of these Cases by
3 a decade. I concluded my affiliation with F&S in 2012.

4 10. In the First Bankruptcy Case, PG&E Corporation (which did not file for
5 bankruptcy) was represented by Dewey Ballantine LLP (“Dewey”) as co-counsel to Weil Gotshal
6 & Manges LLP. Jorian Rose, a partner of Baker who is currently assisting the Firm in representing
7 the Committee, was employed by Dewey as a junior associate and performed assignments in
8 connection with the anticipated filing by the Utility. Mr. Rose left Dewey around the time the
9 First Bankruptcy Case. Given the intervening 17 years, Mr. Rose has no specific recollection of
10 the assignments he may have worked on while at Dewey in connection with the First Bankruptcy
11 Case.

12 11. Jerry Bloom, Counsel to the Firm, as a partner of White & Case, represented Delta
13 Power, the co-chair of the official committee of unsecured creditors in the First Bankruptcy Case.
14 Milbank Tweed Hadley & McCloy LLP, which represents the Official Committee of Unsecured
15 Creditors in these Cases, also represented the committee in the First Bankruptcy Case.

16 12. To the best of my knowledge, no other attorneys of Baker participating in the Firm’s
17 representation of the Committee worked on the First Bankruptcy Case or represented the Debtors
18 or their predecessors in either instance while affiliated with a prior firm.

19 13. In addition to the foregoing, the Debtors have identified Burns & McDonnell
20 Engineering Inc as a vendor in these Cases. A Baker partner now represents Burns & McDonnell
21 Engineering Company Inc. in unrelated matters.

22
23 **Baker’s Disinterestedness**

24 14. To the best of my knowledge and except as otherwise set forth in my first
25 declaration and herein, the partners, counsel, associates and employees of Baker: (i) do not have
26 any connection with the Debtors, their known creditors, other known or potential parties in interest,
27 their respective attorneys or accountants or other professionals, the U.S. Trustee for Region 17 or
28 any person employed in the San Francisco office of the U.S. Trustee, or any United States

1 Bankruptcy Judge for the Northern District of California; and (ii) do not represent any other entity
2 having an adverse interest in connection with these Cases.

3
4 *Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true*
5 *and correct.*

6 Executed on May 14, 2019

7 /s/ Cecily A. Dumas
8 Cecily A. Dumas